

1
2
3
4 UNITED STATES DISTRICT COURT
5 DISTRICT OF NEVADA

6 * * *

7 CUNG LE, et al.,

Case No. 2:15-cv-01045-RFB-PAL

8 Plaintiffs,

ORDER

9 v.

(Letters – ECF Nos. 436, 437)

10 ZUFFA, LLC, et al.,

11 Defendants.

12 Before the court is Plaintiffs’ Letter Regarding Clarification (ECF No. 436), and
13 Defendants’ Letter in Response (ECF No. 437).


14 At the June 1, 2017 status and dispute resolution conference the court granted plaintiffs’
15 request for a 60-day extension of the discovery deadline extending fact discovery until July 31,
16 2017. The court also granted defendants’ request to impose some limitations on the amount and
17 type of discovery the plaintiffs could conduct. The hearing lasted for nearly 3 hours. The
18 courtroom administrator reduced the court’s rulings to a short summary. A 117-page hearing
19 transcript memorializes exactly what the court ruled. However, the court is informed that, although
20 provided with excerpts of the hearing transcript, counsel for non-party Matt Hume has stated that
21 “If you wish to serve Mr. Hume with a subpoena or a subpoena duces tecum, you will first need
22 to seek clarification or reconsideration of the Minute Order.” To take this position after seeing
23 what the court actually said suggests counsel either lacks sufficient litigation experience to
24 recognize that a Minute Order is a brief summary prepared by a court clerk, or that counsel is being
25 deliberately obstreperous. The position taken that apparently necessitates this order has interrupted
26 the court’s work on matters for other litigants waiting their turn for decisions, and is frankly
27 disrespectful. To foreclose any further need for “reconsideration” or “clarification,” yes, counsel,
28 the court authorized service of a subpoena and subpoena duces tecum on Matt Hume. If counsel’s

1 intention was to delay or prevent the discovery from going forward by the passage of the time it
2 would take the court to consider the matter, the tactic will fail. If necessary, the court will grant
3 plaintiffs an extension of time to obtain this discovery.

4 Having reviewed and considered the matter,

5 **IT IS ORDERED** that plaintiffs are authorized to serve a subpoena and subpoena duces
6 tecum to secure the testimony of Matt Hume, and obtain discoverable documents.

7 DATED this 29th day of June, 2017.

8
9 
10 PEGGY A. LEEN
11 UNITED STATES MAGISTRATE JUDGE
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28